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Commissioner for Patents  
PO Box 1450  
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**Art Unit 2819**  
**Mail Stop Issue Fee**

Re: U.S. Utility Patent Application  
Application No. 10/767,775; Filed: January 30, 2004  
For: **Modulation Circuit Having Improved Performance**  
**In The Audio Band (as amended)**  
Inventor: Kevin L. MILLER  
Our Ref: 1875.3910000

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Amendment Under 37 C.F.R. § 1.312; and
2. One return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE KESSLER, GOLDSTEIN & FOX P.L.L.C.

Robert Sokohl  
Attorney for Applicant  
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RS/BSW/sjc

Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Kevin L. MILLER  
Appl. No.: 10/767,775  
Filed: January 30, 2004  
**For: Modulation Circuit Having  
Improved Performance in the  
Audio Band (As Amended)**

Confirmation No.: 5553  
Art Unit: 2819  
Examiner: Young, Brian K.  
Atty. Docket: 1875.3910000

**Amendment Under 37 C.F.R. § 1.312**

***Mail Stop Issue Fee***

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herein is a Amendment Under 37 C.F.R. § 1.312. As payment of the issue fee has not yet been made or is filed herewith, Applicant respectfully submits that filing under 37 C.F.R. § 1.312 is proper. (M.P.E.P. § 714.16.)

It is believed that extensions of time are not required beyond those that may otherwise be provided for in documents accompanying this Amendment. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

This Amendment is provided in the following format:

- (A) Each section begins on a separate sheet;
- (B) Starting on a separate sheet, amendments to the title by presenting a replacement title marked up to show changes made;

(C) Starting on a separate sheet, a complete listing of all of the claims:

- in ascending order;
- with status identifiers; and
- with markings in the currently amended claims; and

(D) Starting on a separate sheet, the Remarks.